

Image

RCE/1645 #

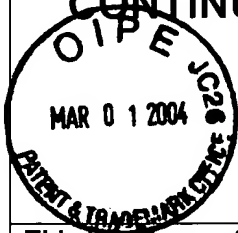
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL



Address to:
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Mail Stop RCE
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/828,574
Filing Date	April 6, 2001
First Named Inventor	Albani
Art Unit	1645
Examiner Name	A.M. Navarro
Attorney Docket Number	UCSD1310-1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other: PRELIMINARY AMENDMENT

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments, to Deposit Account No. 50-1355.
- 03/04/2004 HVUONG1 00000009 09828574
- i. ☒ RCE fee required under 37 CFR 1.17(e) 01 FC:2801 385.00 OP
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other
- b. ☒ Check in the amount of \$ 860.00 enclosed (Check No. 554950)
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Lisa A. Haile, J.D., Ph.D.	Registration No. (Attorney/Agent)	38,347
Signature		Date	February 27, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)	Karen LePari	Date	February 27, 2004
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Mail Stop RCE, Washington, DC 20231.



PATENT
Attorney Docket No.: UCSD1310-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Albani and Prakken	Art Unit:	1645
Application No.:	09/828,574	Examiner:	Navarro, A.M.
Filed:	April 6, 2001		
Title:	STRESS PROTEINS AND PEPTIDES AND METHODS OF USE THEREOF		

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

This Preliminary Amendment is being filed prior to examination of the above-identified application, filed herewith. The Preliminary Amendment is responsive to the Final Office Action mailed August 29, 2003, and the Advisory Action mailed December 29, 2003. Reconsideration of the application in view of the following remarks is respectfully requested.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on February 27, 2004, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Karen LePari

Karen LePari